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THE
DECLARATION

And
VOTES
Of both Houses of
PARLIAMENT,

Concerning the Magazine at *Hull*,
And Sir *John Hotham*
Governour thereof.

Also the Order of assistance given to the Committees
of both Houses, concerning their going to *Hull*. *April 28.*



Printed at *London* for *F. Cowles*, and *T. Bates*. 1642.

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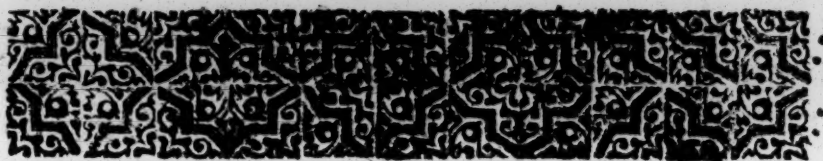
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*The Declaration and Votes of both
Houses of Parliament.*

Concerning the Magazine at *Hull*, and
Sir Iohn Hotham Governour thereof.

THe Lords and Commons in Parli-
ment finding just cause to feare, not
onely the desperate designes of Pa-
pists, and others of the malignant
party at home, but also the malice of Enemies,
incited by them from abroad, Thought it neces-
sary for the safety of this Kingdome, to secure
the Town of *Kingston* upon *Hull*, being one of
the most considerable places for strength, and
affording the best conveniency for Landing of
Forreign Forces, and where a great part of the
Magazine of the Kingdome for that time was
placed; and for that end appointed *Sir Iohn
Hotham*, one of the Members of the House of
Commons, being a Gentleman of the same
County, of a considerable fortune, and ap-
proved integrity, to take upon him the govern-
ment of that Towne, and to draw thither some
of the Trained Bands for the guard thereof: In
which apprehension and resolution thereupon
taken,

taken, they are the more confirmed by the sight of some intercepted Letters of the Lord *Digby*, (a principall Person of that partie) written to the Queene and Sir *Lewis Dives*; whereby that party discovered an endeavour to perswade His Majestie to declare Himselfe, and retire into some place of safety in this Kingdome, in opposition to wayes of accommodation with His people. And to give the better opportunity to himselfe, and other dangerous persons to resort thither, which could have no other end but to encline His Majesty to take Arms against his Parliament and good Subjects, and miserably to embroyle this Kingdome in civill Wars.

About which time Captaine *Legg* (a man formerly imployed in the practise of bringing up the armie against the Parliament) had direction by Warrant produced by him, under the Kings hand and signe Manuall, to enter *Kingstone* upon *Hull*, and to draw thither such of the Trained Bands as he should thinke fit. And that the Earle of *New-castle* came thither in a suspicious way, and under a feigned name, and did endeavour to possesse Himselfe of the said Towne, by vertue of the like warrant and authority.

They further conceiving, that the Magazine there being of great importance to this Kingdome, would bee more secure in the Tower of London; did humbly petition His Majesty to give his consent the same might bee removed; which notwithstanding His Majesty did refuse; And thereupon some few ill affected Persons about the City of *Yorke*, tooke upon them the pre-

presumption, in opposition to the desires, and in contempt of both Houses, to petition His Majestie to continue the Magazine at Hull : alleadging it to bee for the safety of His Majestie, (as if there could be a greater care in them of his Majesties Royall person, then in his parliament) and his Majesty, the next day after the delivery of that petition, being the three and twentieth of this instant *Aprill*, took occasion thereupon to goe to the Towne of *Hull*, attended with about foure hundred horse, (the Duke of York, and the Prince Elector being gone thither the day before) and required *Sir John Hotham* to deliver up the Towne into his hands : Who perceiving his Majesty to be accompanied with such Force as might have mastered the Garrison of the Towne; And having received intelligence of an intention to deprive him of his life, in case the King should bee admitted, informed his Majestie of the trust reposed in him by both Houses of Parliament, and that hee could not without breach of that trust let him in, beseeching his Majestie to give him leave to send to the Parliament, to acquaint them with His Majesties commands, and to receive their directions thereupon, which he would doe with all expedition. Which answer his Majestie was not pleased to accept of, but presently caused him and his Officers to bee proclaimed Traytors before the walls of the towne, and thereupon dispatched a Messenger to both Houses, therein charging *Sir John Hotham* with high Treason, and aggravating his offence, because

because he pretended the *Parliaments* command :
 (In the meane while hindring him of all meanes,
 of intelligence with the *Parliament*;) For his Ma-
 jesty immediately caused al passages to be stopped
 between him and them : and in pursuance of the
 same, one of his servants, who was sent by him
 with Letters to the *Parliament*, to informe them
 of the truth of those proceedings, was apprehen-
 ded, his Letters taken from him, and his person
 detained, whereby (contrary to the common li-
 berty of every subject) he was not onely deprived
 of means to clear himself of that heavy acusation,
 but of all wayes of intercourse, either to receive
 directions from them that trusted him, or to
 informe them what had happened.

The Lords and Commons finding the said pro-
 ceedings to be a high violation of the priviledges
 of *Parliament*, of which his Majesty had in sever-
 rall Messages expressed himselfe to bee so tender;
 a great infringement to the liberry of the subject,
 and the Law of the Land, which His Majesty
 had so often lately professed should be the rule to
 governe by, and tending to the endangering of
 His Majesties person, and the Kingdome's peace;
 Thought fit, as well for the vindication of their
 owne Rights and priviledges, the indemnity of
 that worthy person imployed by them, as for the
 cleering of their owne proceedings, to publish
 these ensuing Votes, which were made upon a
 former relation that came from the King.



Die Martis 26. April, 1642.

Resolved upon the Question.

That Sir *Iohn Hotham* Knight, according to this relation, hath done nothing but in obedience to the Command of both Houses of Parliament.

Resolved upon the Question.

That this declaring of Sir *Iohn Hotham* Traytor, being a Member of the House of Commons, is a high breach of the priviledge of Parliament.

Resolved upon the question.

That this declaring of Sir *Iohn Hotham* Traytor, without due proceffe of Law, is against the liberty of the Subject; and against the Law of the Land.

Ordered by the Lords and Commons in Parliament, that these Votes shall be printed, and sent to the Shriffes and the Iustices of Peace, to be published in all the Market Townes of the Counties of York, and Lincoln.

Io. Brown Cler. Parl.

The

The Order of assistance given to
the Committees of both Houses,
concerning their going to Hull.
April. 28. 1642.

Whereas the Earle of Stamford, the
Lord Willoughby of Parham, Sir
Edward Ayscoghe, Sir Christopher
Wray, Sir Samuel Owfield, and Ma-
ster Hatcher, are by the Lords and Commons in
Parliament assembled, commanded to make their
repaire into the Counties of York and Lincoln,
and the Towne of Kingston upon Hull, for spe-
ciall Service of His Maestie, and the peace and
safety of this Kingdome, and accordingly have
received particular Instructions for their better
direction therein: These are to require all Lords
Lieutenants, and their Deputies, Sheriffs, Ju-
stices of the Peace, Mayors, Bailiffs, Constables,
and all other His Maesties Officers and loving
Subiects, to be aiding and assisting unto them
upon all occasions, as need shall require.

Die Jovis 28. April. 1642. p.m.
Ordered by the Lords and Commons in
Parliament, that the above said Order
shall be forthwith printed and publi-
shed.

Jo. Brown Cler. Parl.
F I N I S.



